

**A CERTIFIED TRUE COPY**

SEP - 4 2007

AUG 16 2007

FILED  
CLERK'S OFFICE**ATTEST  
UNITED STATES JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION****MDL NO. 1850*****IN RE Pet Food Products Liability Litigation******Kimberly Bowser v. Nestle Purina Pet Care Co., W.D. Tennessee, C.A. No. 2:07-2246******CONDITIONAL TRANSFER ORDER (CTO-3)***

On June 19, 2007, the Panel transferred 12 civil actions to the United States District Court for the District of New Jersey for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* \_\_\_ F.Supp.2d \_\_\_ (J.P.M.L. 2007). Since that time, 65 additional actions have been transferred to the District of New Jersey. With the consent of that court, all such actions have been assigned to the Honorable Noel L. Hillman.

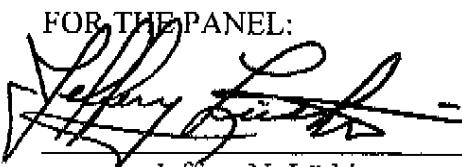
It appears that the action on this conditional transfer order involves questions of fact that are common to the actions previously transferred to the District of New Jersey and assigned to Judge Hillman.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), this action is transferred under 28 U.S.C. § 1407 to the District of New Jersey for the reasons stated in the order of June 19, 2007, and, with the consent of that court, assigned to the Honorable Noel L. Hillman.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the District of New Jersey. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

**Inasmuch as no objection is  
pending at this time, the  
stay is lifted.**

SEP 4 2007

**CLERK'S OFFICE  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION****FOR THE PANEL:**  
Jeffery N. Lüthi  
Clerk of the Panel

**INVOLVED COUNSEL LIST (CTO-3)**  
**MDL NO. 1850**  
**IN RE Pet Food Products Liability Litigation**

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on  
MULTIDISTRICT LITIGATION

**CHAIRMAN:**  
Judge John G. Heyburn II  
United States District Court  
Western District of Kentucky

**MEMBERS:**  
Judge D. Lowell Jensen  
United States District Court  
Northern District of California

Judge J. Frederick Motz  
United States District Court  
District of Maryland

Judge Robert L. Miller, Jr.  
United States District Court  
Northern District of Indiana

Judge Kathryn H. Vratil  
United States District Court  
District of Kansas

Judge David R. Hansen  
United States Court of Appeals  
Eighth Circuit

Judge Anthony J. Scirica  
United States Court of Appeals  
Third Circuit

**DIRECT REPLY TO:**

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Washington, D.C. 20002

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September 4, 2007

RECEIVED

SEP 7 2007

AT 8:30 WILLIAM T. WALSH  
CLERK

William T. Walsh, Clerk  
1050 Mitchell H. Cohen U.S. Courthouse  
400 Cooper Street  
Camden, NJ 08102

Rc: MDL-1850 -- IN RE Pet Food Products Liability Litigation

(See Attached CTO-3)

Dear Mr. Walsh:

I am enclosing a certified copy and one additional copy of a conditional transfer order filed by the Panel in the above-captioned matter on August 16, 2007. As stipulated in Rule 7.4(a) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), transmittal of the order has been stayed 15 days to give any party an opportunity to oppose the transfer. The 15-day period has now elapsed, no opposition was received, and the order is directed to you for filing.

The Panel's governing statute, 28 U.S.C. §1407, requires that the transferee clerk "...transmit a certified copy of the Panel's order to transfer to the clerk of the district court from which the action is being transferred."

A list of involved counsel is attached.

Very truly,

Jeffery N. Lüthi  
Clerk of the Panel

By Thomas M. Hillman  
Deputy Clerk

Attachment

cc: Transferor Judge: Judge Noel L. Hillman  
Transferor Judge: Judge J. Daniel Breen  
Transferor Clerk: Thomas M. Gould